



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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June 16, 2004

Col. M.K. Stephenson
Garrison Commander
I Corps and Ft. Lewis
MS 1AA, Box 339500
Ft. Lewis, WA 98433-9500

Re: First Amendment to Camp Bonneville Enforcement Order No. 03TCPHQ-5286

Dear Colonel Stephenson:

On February 4, 2003, the Department of Ecology (Ecology) issued Enforcement Order No. 03TCPHQ-5286 to the U.S. Department of the Army (Army) under the jurisdiction of the Model Toxics Control Act, chapter 70.105D RCW, and the Dangerous Waste Regulations, corrective action authority, WAC 173-303-646(3)(a). The Order provides for the investigation and cleanup of the Camp Bonneville site.

Prior to the issuance of the Order, Ecology and the Army worked together for several months to develop a schedule and an understanding regarding the work to be performed under the Order that was reasonable and accommodated the Army's resource constraints. Ecology and the Army successfully reached understandings on those issues, and were incorporated into the Order.

Under the Order, the Army was required to submit to Ecology a draft Remedial Investigation / Feasibility Study (RI/FS) report for RAU 3 by November 5, 2003. On September 15, 2003, after the Army had failed to meet the deadline for submitting several documents, Ecology notified the Army by letter of those failures and reminded the Army of the deadline for submitting the draft RI/FS for RAU 3. Despite that warning, the Army failed to meet the deadline and has still not submitted a draft RI/FS for RAU 3.

At the request of the Army, Ecology entered into discussions regarding an extension of the schedule for RAU 3. Ecology asked the Army to provide Ecology with a revised schedule for RAU 3, including a date for submitting the draft RI/FS for RAU 3. Although the Army declined to provide Ecology with a revised schedule, Ecology has decided to grant the Army a schedule extension. That extension requires an amendment of the Order.

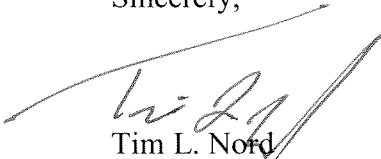
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Accordingly, please find enclosed the First Amendment of Enforcement Order No. 03TCPHQ-5286. The effective date of this First Amendment is June 16, 2004. The amendment divides the geographic area of RAU 3 into two distinct sections for investigation and cleanup (RAU 3A and RAU 3B) and modifies the schedule and work to be performed for each of those areas. The amendment also updates the status of remedial actions throughout the site.

As the Army is aware, RAU 3 consists of those areas at the Camp Bonneville site where unexploded ordnance (UXO) has come to be located. The presence of UXO in areas adjacent to a residential neighborhood poses a significant risk to public safety. As a consequence of the delays, we believe we are now off-schedule and request your commitment to complete the work required under the Order to address that threat. Despite these delays, we appreciate the partnership we have established and look forward to building upon its solid base as we work toward our shared goals.

If you have any questions about this First Amendment of Enforcement Order No. 03TCPHQ-5286, please call Barry Rogowski at (360) 407-7236.

Sincerely,



Tim L. Nord
HQ Section Manager
Toxics Cleanup Program

cc: Barry Rogowski, Department of Ecology
Ben Forson, Department of Ecology
Michael Dunning, Assistant Attorney General